

10/17/01 PTO

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P.O. Box 272400  
Collins, Colorado 80527-2400

10-78.0

PATENT APPLICATION

ATTORNEY DOCKET NO. 10991744-4

#2 PRELIMINARY  
1-9-02  
ext 100

10/17/01 U.S. PTO  
L2786/60

10/17/01

IN THE  
U.S. PATENT AND TRADEMARK OFFICE

Anticipated Classification of this application:

Class 365 Subclass         

Prior application:

Examiner: Berezny, N

Art Unit: 2823

"Express Mail" label no.: EL910090518US

Date of Deposit: Oct 17, 2001

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231

By Alba P. Escobar  
Typed Name: Alba P Escobar

COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

REQUEST FOR A CONTINUING APPLICATION UNDER 37 CFR 1.53(b)

Sir:

This is a request for filing a continuing application under 37 CFR 1.53(b) a

- (X) continuation application of:  
( ) divisional application of:

09/514,934

Pending Prior Application

Application No. 10/991,744 filed 02/08/00

Title Method of Fabricating an MRAM device including Spin Dependent Tunneling Junction Memory Cells

Name of applicant(s) Janice Nickel

Copy of Application

- (X) Enclosed is a copy of the prior application, including the drawings.  
( ) Enclosed is a new specification, including new drawings.

Oath or Declaration

- (X) Enclosed is a copy of the prior Declaration (37 CFR 1.63(d)).  
( ) Enclosed is a newly executed Declaration (original or copy).

Foreign Priority - 35 USC 119

- ( ) Foreign priority under 35 U.S.C. 119 has been claimed in prior Application No.           
filed on          in           
( ) The certified copy has been filed in prior Application No.           
filed           
( ) A separate paper claiming direct priority to a foreign application is enclosed herewith. A certified copy of the foreign application will be provided in due course.

Relate Back - 35 USC 120

(X) Amend the specification after the title by inserting the following heading:

-Cross Reference To Related Application(s)-

and add the paragraph:

-This is a ( ) continuation (x) divisional 09/514,934  
of copending application number 10/991,744 filed on 02/08/00  
which is hereby incorporated by reference herein.

Inventorship Statement

- ( ) Delete the following named individuals as inventors in this application in accordance with 37 CFR 1.53(b) as a result of a change in the claimed subject matter:

Appointment of Associate Attorney

- ( ) Recognize as Associate Attorney or Agent \_\_\_\_\_  
Registration No. \_\_\_\_\_  
( ) authorization is hereby granted by signature below of the Attorney or Agent of record  
( ) the Associate Attorney or Agent may not have the authority to appoint other Attorneys or Agents

Communications

(X) Address all future communications to:

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400

Direct telephone calls to:

Trueman H Denny, III  
(650) 857-3870

Other Amendments

(X) Before calculating the filing fee, amend the prior application as follows:

- ( ) Cancel the following claims \_\_\_\_\_ of the  
prior application before calculating the filing fee. (At least one original independent claim must be  
retained for filing purposes).

(X) Enter the enclosed Preliminary Amendment.

Fee Calculation

(X) The filing fee is calculated below for (X) Utility ( ) Design

CLAIMS AS FILED BY OTHER THAN A SMALL ENTITY				
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) TOTALS
TOTAL CLAIMS	9 — 20	0	X \$18	\$ 0
INDEPENDENT CLAIMS	2 — 3	0	X \$84	\$ 0
ANY MULTIPLE DEPENDENT CLAIMS	0		\$280	\$ 0
BASIC FEE: Design ( \$330.00 ); Utility ( \$740.00 )				\$ 740
TOTAL FILING FEE				\$ 740
TOTAL CHARGES TO DEPOSIT ACCOUNT				\$ 740

Charge \$ 740 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

Janice Nickel

By

Trueman H Denny, III  
Attorney/Agent for Applicant(s)  
Reg. No. 44,652

Date: Oct 17, 2001

Telephone No.: (650) 857-3870